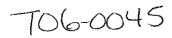
ORIGINAL

STATE OF ILLINOIS ILLINOIS COMMERCE COMMISSION STIPULATED AGREEMENT NO. 1176



This Agreement made and entered into, by and between the State of Illinois acting by and through the Illinois Commerce Commission ("Commission"), the Norfolk Southern Railway Company ("Company"), the City of Staunton, and the State of Illinois, Department of Transportation ("Department" or "IDOT").

WITNESSETH:

WHEREAS, it has come to the attention of the Commission through application for assistance from the Grade Crossing Protection Fund that inquiry should be made into the matter of improving public safety at the Main Street and the Macoupin Street highway-rail grade crossings of the Company's track in Staunton, Illinois, designated as crossings AAR/DOT #480 090Y, railroad milepost 449.66-WA and AAR/DOT #904 808P, railroad milepost 449.67-WA, respectively; and

WHEREAS, proper investigation has been made of the circumstances surrounding the subject crossings by a representative of the Commission's Transportation Division Railroad Section; and

WHEREAS, the physical aspects, including geometrics of the intersection, train movements, vehicular traffic volume, and sight distances and other pertinent data relating to the crossings have been obtained and shown on Exhibit A-1 and Exhibit A-2, attached to this Agreement; and

WHEREAS, the parties are mutually agreeable to accomplish proposed improvements to the crossings upon determination of the Commission by Order.

NOW, THEREFORE in consideration of the premises and of the mutual covenants and agreements as hereinafter contained the parties pray that the Commission enter an Order according to the provisions of Section 18c-7401 of the Illinois Commercial Transportation Law, 625 ILCS 5/18(c)-7401, requiring that certain improvements as hereinafter stated be made and that the cost for the proposed improvements be divided among the parties according to law and that in the interest of the traveling public the Grade Crossing Protection Fund ("GCPF") of the Motor Fuel Tax Law ("MFT") be required to bear a substantial portion of the cost; To Wit the parties agree as follows:

<u>Section 1</u> All improvements encompassed by this Agreement shall be made in accordance with all applicable State laws, rules, standards, regulations and orders and procedures in general.

<u>Section 2</u> The parties are of the opinion that the following improvements in the interest of public safety at the aforesaid crossing should be as follows:



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Main Street (AAR/DOT #480 090Y)

- (a) Installation of automatic flashing light signals and gates with a bell, controlled by constant warning time circuitry, and equipped with an event recorder, and a separate mast mounted flashing light signal in the northwest quadrant, by the Company.
- (b) Installation of approximately 60 lineal feet of 6" barrier-type curb along the existing pavement edge at each gate location on the southwest and northeast quadrants to protect said gates, by the City.
- (c) Installation of "No Left Turn When Lights Are Flashing" signs on Ash Street and Main Street, in order to prohibit left turn movements from Ash Street when a train is approaching the crossing, by the City.
- (d) Installation of a new pedestrian crossing surface on the south side of the existing roadway crossing, by the Company. See Section 6, Special Provisions.

Macoupin Street (AAR/DOT #904 808P)

- (a) Vacation of the Macoupin Street roadway adjacent to the existing Macoupin Street highway-rail grade crossing of the Company's track, contingent on the installation of new automatic warning devices at the Main Street crossing, by the City.
- (b) Installation of temporary STOP signs at the Macoupin Street crossing, within 30 days of receipt of a Commission Order, by the Company.
- (c) Installation of temporary Type-III barricades conforming to the requirements of 92 Illinois Administrative Code 1535.701 and the Manual on Uniform Traffic Control Devices (MUTCD) at the Macoupin Street crossing, by the City.
- (d) Installation of "Road Closed Ahead" signs on the north and south highway approaches to the Macoupin Street highway-rail grade crossing, by the City.
- (e) Removal of the existing grade crossing surface and Crossbuck warning signs at the existing Macoupin Street highway-rail grade crossing, by the Company.
- (f) Installation of permanent barricades conforming to the requirements of 92 III. Adm. Code 1535.701 and the MUTCD by the City.
- (g) Payment as detailed *infra* from the GCPF to the City of Staunton for voluntary closure of the Macoupin Street highway-rail grade crossing, by IDOT.

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<u>Section 3</u> A Commission Order will be issued, subsequent to execution of this Agreement, authorizing the work outlined in Section 2.

The Company shall install temporary STOP signs at the Main Street and Macoupin Street crossings within thirty (30) days from receipt of a Commission Order issued subsequent to this Order. The Company will be responsible for all costs associated with installation and maintenance of the temporary STOP signs. The STOP signs shall remain in place at the Main Street crossing until the automatic flashing light signal and gates are installed and operational. The STOP signs shall remain in place at the Macoupin Street crossing until the City has installed temporary barricades and the Company removes the crossing surface and Crossbuck warning signs.

The Company and the City shall provide all parties with written notice that the automatic flashing light signal and gate installation and the curb and signage work on Main Street has been completed within five (5) days of their respective completion. Notice may be provided by regular mail, electronic mail, or facsimile.

Within three (3) business days from the date notice has been received from the Company and the City that both parties have completed the work on Main Street, the City shall erect temporary barricades and "Road Closed Ahead" signs at the Macoupin Street crossing, as specified in Section 2 above. This work shall be coordinated with the Company, so that the existing grade crossing surface, Crossbuck warning signs, and the temporary STOP signs can be removed at the same time. All barricades and warning signs are to be maintained by the City.

Within fifteen (15) business days after the Company removes the crossing surface and warning signs, the City shall install permanent barricades, conforming to the requirements of 92 III. Adm. Code 1535.701 and the MUTCD as specified in Section 2 above, at the Company's R.O.W. line. Prior to the City's installation of the permanent barricades, the Company shall identify its right-of-way (ROW) limits at the Macoupin Street crossing. Following completion of this work, the City shall submit written notice to all parties. Notice may be submitted by regular mail, electronic mail, or facsimile. The permanent barricades are to be maintained by the City.

<u>Section 4</u> The Company has prepared a preliminary detailed estimate of cost and a general layout plan to accomplish the proposed improvements, which they may be required to perform. The drawings, circuit plans, specifications, and cost estimate(s) are attached and incorporated herein by reference as Exhibit B.

The Company and the City shall upon Order, according to the requirements contained therein, proceed toward the completion of the proposed improvements, accomplishing the work with its own forces or appropriate contracted services and agrees that an appropriate time for the completion of the proposed improvements should be, from the date of a Commission Order subsequent to this Agreement, twelve (12) months for installation of the automatic flashing light signals and gates at the Main Street crossing, and thirteen (13) months for vacation of the Macoupin Street roadway and installation of permanent barricades adjacent to the Macoupin Street crossing.

Within fifteen (15) business days of receipt of the Company's notice that removal of the crossing surface and warning devices has been completed, the City shall install permanent barricades conforming to the requirements of 92 III. Adm. Code 1535.701 and the MUTCD as specified in Section 2 above.

<u>Section 5</u> The parties agree that an equitable division of cost for the proposed improvements should be as follows:

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- COST DIVISION TABLE -

Main Street (AAR/DOT #480 090Y)

IMPROVEMENT	EST. COST	GCPF	CITY	COMPANY	IDOT
Install Automatic Flashing Light Signals					
and Gates, controlled		(95%)			
by CWT Circuitry.	\$192,500	\$182,875 ¹	\$0	Remainder ²	\$0
Install temporary STOP					
Signs within 30 days of	No	l		1	
receipt of a Commission	Estimate				
Order.	Required	\$0	\$0	100% ³	\$0
Install a new pedestrian	No				
crossing surface on the	Estimate				
south side of Main St.	Required	\$0	\$0	100% ^{3a}	\$0
	No				
Install barrier type curb	estimate				
to protect signals.	required	\$0	<u>10</u> 0%⁴	\$0	\$0
Install "No Left Turn	No		•		
When Lights Are	estimate				
Flashing" signs	required	<u>\$</u> 0	100%⁴	\$0	\$0
TOTALS	\$192,500	\$182,875	\$0	Remainder	\$0

[Note: Totals do not reflect costs where no estimates were provided.]

Macoupin Street

(AAR/DOT # 904 808P)

IMPROVEMENT	EST. COST	GCPF	CITY	COMPANY	IDOT
Install temporary STOP	COST	GCPF	GIT	COMPANY	IDOT
Signs within 30 days of	No				
receipt of a Commission	Estimate				
Order.	Required	0%	0%	100%10	0%
Vacate Macoupin Street	required	0 /8	070	10076	<u>U70</u>
by Local Ordinance;					
erect temporary			:		
barricades at the	No				
Macoupin Street grade	Estimate				
crossing.	Required	\$0	100% ⁶	\$0	\$0
Remove existing surface	•		-		
and warning devices at	No				
the Macoupin Street	Estimate				
grade crossing.	Required	\$0	\$0	100%	\$0
Install permanent					
barricades at the					1
Macoupin Street grade					
crossing and "Road	_ No				
Closed Ahead" signs or	Estimate		8	7	_
similar.	Required	\$0	100% ⁸	\$0 ⁷	\$0
GCPF Incentive	,			J	
Payment for Voluntary Closure of the					
Macoupin Street grade		(4000/)			
crossing	\$60,000	(100%)	Ф.О.	60	Φ09
TOTALS	\$60,000	\$60,000 ⁵	\$0 \$********	\$0	\$0 ⁹
TOTALS	Ψυυ,υυυ	φυυ <u>,</u> υυυ	Ф***	\$	\$

[Totals do not reflect costs where no estimates were provided.]

Notes:

- ¹ Total GCPF assistance for the installation of automatic warning devices at the Main Street crossing shall not to exceed \$182,875; any installation costs above the estimated amount of \$192,500 will be divided between the GCPF and the Company in an 95% GCPF/5% Company cost division upon submittal and review of evidence to support the additional cost and subject to approval by the Commission.
- ² Company responsible for all future operating and maintenance costs associated with the new automatic warning devices at the Main Street crossing.
- Company responsible for all future maintenance costs associated with the temporary STOP signs installed at the Main Street crossing.
- ^{3a} Company responsible for all future maintenance costs associated with the new pedestrian crossing installed at the Main Street crossing.

⁴ City responsible for all future maintenance of the roadway curbing and signage.

- ⁵ Total GCPF payment to the City for voluntary closure of the Macoupin Street crossing not to exceed \$60,000.
- ⁶ The City shall be responsible for all costs associated with erecting and maintaining temporary barricades to prevent vehicular access to the Macoupin Street highway-rail grade crossing.
- ⁷ The Company shall identify its right of way (ROW) limits at the Macoupin Street grade crossing for the City prior to the installation of the permanent barricades.

⁸ The City responsible for all costs associated with installing and maintaining the permanent barricades and the Road Closed Ahead signs.

⁹ The Department shall issue a payment of \$60,000 from the GCPF to the City within sixty (60) days from the date it receives notice from the City that permanent barricades have been installed at the Macoupin Street crossing.

¹⁰Company responsible for all future maintenance costs associated with the temporary STOP signs at the Macoupin Street crossing.

<u>Section 6</u> Special Provisions: The City shall submit a certified copy of the local vacation ordinance to all parties, as evidence that the roadway has been vacated. The City shall submit the vacation ordinance to all parties at the same time as the Execution Page of this Agreement is submitted to the Commission. The ordinance must stipulate that vacation of the Macoupin Street roadway will not take place until:

- 1. The Commission Order authorizing an incentive payment from the GCPF for closure of the Macoupin Street highway-rail grade crossing has been issued.
- 2. The automatic flashing light signals and gates are installed and placed in service at the Main Street crossing.

The City shall not close the Macoupin Street crossing until all work outlined in Section 2 above, including barrier curb construction and sign installation, is completed, and notice has been received from the Company that the installation of automatic flashing light signals and gates for the Main Street crossing is also completed and put into service. The Company shall notify the City when their work is completed and said notice may be submitted by regular mail, e-mail, or facsimile.

Within sixty (60) days from receipt of notice from the City that permanent barricades have been installed at the Macoupin Street crossing, the Department shall issue a payment of \$60,000 to the City for voluntary closure of the Macoupin Street crossing. The Department shall notify all parties when the payment has been completed. Notification may be in writing by regular mail, electronic mail, or facsimile, or by phone. The City may use the GCPF payment for any purpose that meets IDOT's requirements for permissible uses of Motor Fuel Tax Funds.

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The City and the Company shall coordinate their work concerning the placement of the barrier type curb to be constructed by the City at the edge of pavement in order to protect the new signals and gates. The quantity and termini of the curb shall be dictated by the Company, but in no case shall the quantity exceed 60 lineal feet for each of the two locations of the signal and gate devices.

The Company shall consult the City on their placement of the new pedestrian crossing on the south side of the existing crossing surface. A pedestrian crossing surface was ordered in Order T88-0022, but the Company has never installed one, and the City desires one at this time.

The City of Staunton is financially able and willing to bear an equitable portion of the cost for the proposed improvements as may be assigned by the Order and indicates this intent by Resolution incorporated herein by reference as Exhibit D. The City shall submit a certified copy of the Resolution at the same time as the Execution Page of this Agreement is submitted to the Commission.

The Company and the City shall review the Project Manager Information portion of the Project Status Report sheets, attached as Exhibits E-1 and E-2, respectively. If any changes are required, the sheets are to be corrected and sent with this executed Agreement.

The Company and the City shall, at six (6) month intervals from the date of the Commission Order approving this Agreement, submit to the Director of Processing and Information, Transportation Bureau of the Commission, a Project Status Report, attached as Exhibits E-1 (Company), and E-2 (City), regarding the progress each has made toward completion of the work required by this Agreement. Each Project Status Report shall include the Commission Order's docket number, the Order date, the project completion date as noted in the Order, crossing information (inventory number and railroad milepost), type of improvement, and the name, title, mailing address, phone number, facsimile number, and electronic mailing address of the Company, City, and the City Project Manager.

All bills for expenditures authorized for reimbursement from the GCPF shall be submitted to the Fiscal Control Unit, Bureau of Local Roads and Streets, Room 205, Illinois Department of Transportation, 2300 South Dirksen Parkway, Springfield, Illinois 62764.

The Department shall send a copy of all invoices to the Director of Processing and Information, Transportation Bureau of the Commission. The final bill for expenditures from each party shall be clearly marked "Final Bill". All bills shall be submitted no later than twelve (12) months from the completion date specified in the Commission Order approving this Agreement. The Department shall not obligate any funds for the cost of proposed improvements described in this Agreement without prior approval by the Commission. The Commission shall, at the end of the 12th month from the completion date specified in the Commission Order approving this Agreement or any Supplemental Order(s) issued for this project, notify the Department to de-obligate all residual funds accountable for this project. Notification may be by regular mail, electronic mail, facsimile, or phone.

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<u>SECTION 7</u> Billing: For all work specified in Section 2 of this Agreement and authorized by an Order of the Commission, the Company shall provide sufficient documentation for all bills. The minimum documentation requirements are:

- a) <u>Labor Charges (including additives)</u> Copies of employee work hours charged to the railroad account code for the project.
- b) <u>Equipment Rental</u> Copies of rental agreements for the equipment used, including the rental rate; number of hours the equipment was used and the railroad code for the project.
- c) <u>Material</u> An itemized list of all materials purchased and installed at the crossing location. If materials purchased are installed at multiple crossing locations, a notation must be made to identify the crossing location.
- d) <u>Engineering</u> Copies of employee work hours charged to the railroad account code for the project.
- e) <u>Supervision</u> Copies of employee work hours charged to the railroad account code for the project.
- f) <u>Incidental Charges</u> An itemized list of all incidental charges along with a written explanation of those charges.
- g) <u>Service Dates</u> Invoice shall include the beginning and ending date of the work accomplished for the invoice.
- h) <u>Final or Progressive</u> Each invoice shall be marked as a Progressive or a Final Invoice.
- i) Reference Numbers Each invoice shall include the AAR/DOT number, the ICC Order number and the state job number when federal funds are involved.
- j) <u>Locations</u> Each invoice shall show the location, with the street name and AAR/DOT crossing inventory number.

<u>Section 8</u> This Agreement shall be binding upon the parties hereto, their successors or assigns. Upon execution of this Agreement by all parties, the Commission shall enter an appropriate Order, within 60 days accepting or rejecting such stipulation according to the provisions contained herein.

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In Witness Whereof, the parties have caused this Agreement to be executed by their duly authorized officers, as of the dates indicated on their respective Execution Pages, attached hereto.

Executed by the Commission this 3rd day of April 2006.

Michael E. Stead

Rail Safety Program Administrator

Attest:

Richard A. Daniels Rail Safety Specialist Illinois Commerce Commission Stipulated Agreement No. 1176, executed by Commission Staff on April 3, 2006, concerning improvements at the Main Street (AAR/DOT #480 090Y, railroad milepost 449.66-WA) and the Macoupin Street (AAR/DOT #904 808P, railroad milepost 449.67-WA) highway-rail grade crossings of the Norfolk Southern Railway Company's track in Staunton, Macoupin County, Illinois.

Executed by the Norfolk Southern Railway Company this 25th day of 2006.

NORFOLK SOUTHERN RAILWAY COMPANY

Geveral Warager

Attest:

Illinois Commerce Commission Stipulated Agreement No. 1176, executed by Commission Staff on April 3, 2006, concerning improvements at the Main Street (AAR/DOT #480 090Y, railroad milepost 449.66-WA) and the Macoupin Street (AAR/DOT #904 808P, railroad milepost 449.67-WA) highway-rail grade crossings of the Norfolk Southern Railway Company's track in Staunton, Macoupin County, Illinois.

Executed by the Illinois Department of Transportation this 5th day of

2006.

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

Bv:

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Milton R. Sees, Director of Highways / Chief Engineer

Illinois Commerce Commission Stipulated Agreement No. 1176, executed by Commission Staff on April 3, 2006, concerning improvements at the Main Street (AAR/DOT #480 090Y, railroad milepost 449.66-WA) and the Macoupin Street (AAR/DOT #904 808P, railroad milepost 449.67-WA) highway-rail grade crossings of the Norfolk Southern Railway Company's track in Staunton, Macoupin County, Illinois.

Executed by the City of Staunton this Add day of

2006

CITY OF STAUNTON

By: Fred Stein

Attact.

ILLINOIS COMMERCE COMMISSION STIPULATED AGREEMENT CROSSING DATA FORM

GENERAL INFORMATION: See Location Sketch

RAILROAD	Norfolk Southern Railway Company	
USDOT#, MILEPOST	480 090Y, mp 449.66-WA	
STREET, CITY, COUNTY	Main Street	
JURISDICTION (RDWY)	City of Staunton	
LOCATION	Urban	
STREET SURFACE	Mixed, concrete/asphalt, 21 ft	

CROSSING DATA: Also see Location Sketch page 3 for roadway profile and track centers

TRACK (W-E or N-S)	SURFACE TYPE	SURFACE WIDTH	SURFACE CONDITION
N-S	Epton rubber & asphalt	100 ft.	Very good

ROADWAY DATA: See Location Sketch

INTERSECTING ROADS:	Ash St runs parallel to track and 40 ft from it north of Main St. Macoupin
	St intersects Main St 175 ft SW of Main St crossing. See pg 3 (drawing).
TRAFFIC CONTROL	List any devices on the main or intersecting roadways- Stop sign at above.
ADT & SPEED	7000 Per Day @ 30mph
TRAFFIC TYPE	Passenger, School Busses, Hazardous Materials, Other
ADVANCE WARNING	Yes
PAVEMENT MARKING	None

RAILROAD DATA: See Location Sketch

FREIGHT TRAFFIC	17 Per day @ 60 MPH, Day & Night
PASSENGER TRAFFIC	none
WARNING DEVICES	Automatic flashing light signals

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NOTES:

VISIBILITY STUDY: See Location Sketch

Train Speed	60	MPH	
Roadway Speed	30	MPH	
Required Stopping Sight Distance (SSD)			
Along Roadway	222	FEET	
Along Tracks	593	FEET	
Required Clearing Sight Distance (CSD)	720	FEET	
(Along Tracks)			

Distances calculated per American Association of State Highway and Transportation Officials (AASHTO), A Policy on Geometric Design of Highways and Streets, 2001, Fourth Edition.

QUADRANT	CSD (FT)	OBSTRUCTION	SSD (FT)	OBSTRUCTION
NE	Ok but	Bad angle	N/A	
NW	ok	N/A	N/A	
SE	ok	N/A	N/A	
SW	Ok but	Bad angle	N/A	

^{*}Note: Automatic flashing light signals and gates (AFLS&G) eliminate the need to satisfy minimum Site Distance criteria.

APPROACH GRADES: See Location Sketch

DIRECTION/East			IRECTION/West		
DISTANCE (FT)	ELEVATION (FT)	GRADE (%)	DISTANCE (FT)	ELEVATION (FT)	GRADE (%)
25	100.2	+0.8	25	100.1	+0.4
50	99.9	1.2	50	99.5	2.4

Distance measured from outermost rail.

COMMENTS:

Norfolk Southern Railway's preliminary detailed estimate of cost for new automatic warning devices is \$192,500. The Grade Crossing Protection Fund will pay 95%, and the railroad will pay the remaining and maintain same. The City will close the crossing immediately southwest of this crossing, Macoupin St., and receive a \$60,000 incentive. They will have to install one or two well placed signs to inform the drivers on Ash Street that they cannot turn left and go eastbound on Main Street when the automatic flashing light signals have been activated. They will also be required to install some barrier curb to protect the new gates, because we asked the railroad to place the gate on the southwest quadrant as close to the tracks as possible and angle the gate in order to help prohibit the left turn movement off of Ash Street as described above. The railroad will also install an additional mast mounted flashing light signal in the northwest quadrant with 70 degree lenses. This will help the motorists on Ash Street to see when the flashers are activated and a train is coming.

Page three will be the Location Sketch (Aerial Photo) of the crossing.

ILLINOIS COMMERCE COMMISSION STIPULATED AGREEMENT CROSSING DATA FORM

GENERAL INFORMATION: See Location Sketch

RAILROAD	Norfolk Southern Railway Company	
USDOT#, MILEPOST	SDOT#, MILEPOST 904 808P, mp 449.67-WA	
STREET, CITY, COUNTY	Macoupin Street	
JURISDICTION (RDWY)	City of Staunton	
LOCATION	Urban	
STREET SURFACE	Oil and chip, approx 18 ft	

CROSSING DATA: Also see Location Sketch page 3 of Exhibit A-1

TRACK (W-E or N-S)	SURFACE TYPE	SURFACE WIDTH	SURFACE CONDITION
N-S	Epton rubber & asphalt	Approx 24 ft.	Very good

ROADWAY DATA: See Location Sketch

INTERSECTING ROADS	Main St crossing is only 150 ft to the northeast. Main St is only 40 ft west.
	See pg 3 of Exhibit A-1 (drawing).
TRAFFIC CONTROL	List any devices on the main or intersecting roadways- Stop sign at above.
ADT & SPEED	425 Per Day @ 30mph
TRAFFIC TYPE	Passenger, School Busses, Hazardous Materials, Other
ADVANCE WARNING	Yes
PAVEMENT MARKING	None

RAILROAD DATA: See Location Sketch

FREIGHT TRAFFIC	17 Per day @ 60 MPH, Day & Night
PASSENGER TRAFFIC	none
WARNING DEVICES	Automatic flashing light signals

NOTES:

VISIBILITY STUDY: See Location Sketch

Train Speed	60	MPH
Roadway Speed	30	MPH
Required Stopping Sight Distance (SSD)		
Along Roadway	222	FEET
Along Tracks	593	FEET
Required Clearing Sight Distance (CSD)	720	FEET
(Along Tracks)		

Distances calculated per American Association of State Highway and Transportation Officials (AASHTO), A Policy on Geometric Design of Highways and Streets, 2001, Fourth Edition.

QUADRANT	CSD (FT)	OBSTRUCTION	SSD (FT)	OBSTRUCTION
NE	Ok but	Main St traffic is a distraction	N/A	
NW	OK	N/A	N/A	
SE	Ok but	Main St traffic is a distraction	N/A	
SW	Ok	N/A	N/A	

^{*}Note: Automatic flashing light signals and gates (AFLS&G) eliminate the need to satisfy minimum Site Distance criteria.

APPROACH GRADES:

NONE AVAILABLE

	DIRECTION/East		D	IRECTION/West	
DISTANCE (FT)	ELEVATION (FT)	GRADE (%)	DISTANCE (FT)	ELEVATION (FT)	GRADE (%)

Distance measured from outermost rail.

COMMENTS:

The City will close this crossing through the right of way vacation process after all the work is done on Main Street, and receive a \$60,000 incentive.

Also see Location Sketch page 3 of Exhibit A-1. The Macoupin Street crossing is immediately south of the Main Street crossing.

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28-Dec-05

Detailed Estimate for Grade Crossing Warning Devices

City/Stat STAUNTON, IL

Road: MAIN ST.

MilePost: D-449.6

DOT/AAR: 480090Y

State Proj.

County: MACOUPIN

S&E Proj. 04.0629

AFE: F03165

Man Days: 116

File 061-04.0151

Purchases - Other

Meals and

\$10,510.00

Rental of

\$22,970.00

(2 Trucks, 1 Backhoe w/ Trailer

Construction Supervision

and 1 Pipe-Pusher for 29 Days)

\$1,840.00

Contingencies

\$70.00

Purchases - Other

\$35,390.00

*** Material and Additives***

Material

\$81,370.00

Sales and Use

\$4,070.00

Material Handling &

\$4,070.00

Material

\$89,510.00

Labor and Additives

Labor

\$27,030.00

(4 man crew at \$932.00 a day for: 29 days)

Payroll Tax &&

\$23,400.00

Preliminary

\$9,540.00

Construction

\$7,630.00

Labor

\$67,600.00

Subtotal

\$192,500.00

Credit:

\$0.00

(Salvage/Scrap

Project

\$192,500.00

Estimated on: 28-Dec-05

Estimated by: rhray

Estimate valid for 1 year from date of estimate

Highway Crossing Signalization Program - Material List

Do not substitute items without permission from S & E Engineering

City:	STAUNTON
Road:	MAIN ST.
Milepost:	D-449.6
Drawing Number:	BKDS44960
State Project Number:	
County:	MACOUPIN
A A R Number:	480090Y
Project Number:	04.0629
File Number:	061-04.0151
A F E Number:	F03165
Store Number:	07560
Supervisor:	R.J. JACOBS
Tax Code:	1200
Vendor to supply the folic	Vendor to supply the following copies after pricing:
 Set - Material Management with original invol Sets - with plans shipped in car with material Set - S&E Gen. Supt. Construction w/ copy or 	Set - Material Management with original invoice Sets - with plans shipped in car with material Set - S&E Gen. Supt. Construction w/ copy of invoice

03-Jan-06

SEAL NUMBER

CAR NUMBER

APPROVED BY RAILROAD

APPROVED BY STATE

Local	Location: STAUNTON	-	IL S&E	S&E Proj. No.: 04.0629	AFE No.: F03165	Drawing No.: B	BKDS44960	09				
Store	Store No.: 07560		P.O.	P.O. Number:	Date Required:				Vendor		Paringo Paringo	Cage 2/ C
Q.	Class-Item-CD	5	Price per Item	Total Price	Item Description	Solution	Quantity	Quar Date	Quantity Installed	Date	Quantity Returned	Special
2	670-486646-4	EA	\$41.62	\$83.24	CONNECTOR, WELDED NEAR RAIL HARMON A1000-1W					Scali.	(Credit)	instructions
4.	670-793404-4	EA	\$838.37	\$838.37	COUNTERWEIGHT PKAGE, 17-24'GATE STRAN S-MECH ONLY, STAINLESS, TO INCLUDE HUB, SUPPORT ARMS	S-MECH ARMS						
۳-	670-794453-4	ЕA	\$854.03	\$854.03	COUNTERWEIGHT PKAGE, 25-31'GATE S'TAN S- MECH ONLY, STAINLESS TO INCLUDE HUB, SUPPORT ARMS	- MECH ARMS						
-	670-986650-4	EA	\$375.69	\$375.69	DISPOSAL, CONSTRUCTION DEBRIS AND CLEANING XING EQUIPMENT CONTAINER	NING						
2	670-228165-4	EA	\$10.73	\$21.46	EQUALIZER, SAFETRAN 022700-1X LESS BASE, MODERN NO. 700-1 SHUNT ARRESTER TRACK CIRCUITS CR 02-197950							
-	670-000004-4	E	\$700.00	\$700.00	FCC LICENSE FOR MONITOR/RADIO							
4	670-000003-4	EA	\$255.85	\$1,023.40	FILL/STONE #57, QUANITY IS BASED ON TRUCK LOAD PLUS DELIVERY COST	LOAD						
4	670-015231-4	В	\$423.50	\$1,694.00	FOUNDATION, DIXIE, S-2 GATE 5'6" ASSEMBLED							
4	670-001321-4	ËA	\$289.81	\$289.81	GATE, ARM FIBERGLASS-ALUMINUM 17-24 FT., L&W OR US&S OR SAFETRAN 076600-240017 OR	.&W OR						
~	670-001404-4	EA	\$324.48	\$324.48	GATE, ARM FIBERGLASS-ALUMINUM 25-31 FT. L&W OR US&S OR SAFETRAN 076600-320017 OR	&W OR						
2	670-281710-4	EA	\$13.75	\$27.50	GUARD FOR GATE LIGHT CABLE P\N NEG 510-CG	O						
-	670-477991-4	EA	\$317.90	\$317.90	KIT, GROUNDING ASSY FOR AL I/S INCLUDES 8 GRD RDS,200#4WIRE,12 4 WIRE ONE-SHOTS. ERICO SBK206	SRD SBK206						
-	670-123298-4	ЕA	\$256.93	\$256.93	KIT, HARDWARE SUPPLIES REQUIRED XING P'CKAGES. WEB CONNECTORS FOR SHUNT(8EA) TAPE, AMPS.P'GUM PAINT, SLEEVES, TAGS, GLUE, 100 EA WHITE TAGS, INE CAN BLUE MARKING PAINT FTC	KAGES.						
-	670-757955-4	ā	\$551.10	\$551.10	LAMP ASSY, 5" MAST MTG. 1W IND. 20" BKGRD, FRT LTS.FLX-12 W/BULB STRAN #042003-486XNS	FRT						

4	0.025.0		1			9 :
otore	Store No.: U/350		O. 9.	P.O. Number:	Date Required: Date Shipped: Vendor: SW Signal Engin	SW Signal Engineering Company
Ö. Ž	Class-Item-CD	5	Price per Item	Total Price	Item Description Quantity Installed Quantity Quantity Installed Quantity Auantity Installed Quantity Quantity Onen. Quantity Credity	ntity Special Special dity Instructions
က	670-360693-4	EA	\$5.04	\$15.12	AAR/DOT NUMBER PLATE/DECAL, ORDER 3 PER PROJECT. 60 DAY LEAD TIME. SUPPLIED BY STRAN.	
-	165-006505-4	EA E	\$1,051.54	\$1,051.54	AC SERVICE, COMPLETE LESS METER BASE, ASSEMBLED ON 30' POLE	
n	670-119241-4	EA	\$32.80	\$98.40	ARRESTOR, LIGHTNING HEAVY DUTY CLEAR VIEW SAFETRAN 022585-1X	
33	105-871901-4	Æ	\$161.57	\$2,100.41	BATTERY, GNB 265AH MODEL 50A11 SINGLE CELL 2.25 VOLTS	
7	670-980689-4	EA	\$71.71	\$143.42	BRACKET HIGH WIND, (RIGID 3'), WIG- 191036, WALRUS TUSK TYPE	
۲	670-561375-4	EA	\$1,197.90	\$1,197.90	BRACKET, GATE SAVER, NEG385102GS, SPRING LOADED SWING AWAY ADAPTER FOR FIBERGLASS/ALUMINUM GATES, USE WITH GATE 28' AND LESS	
	670-491449-4	EA	\$29.39	\$29.39		
300	465-292862-4	느	\$1.04	\$312.00	CABLE, U-2-6 TWISTED, S-23 OKONITE 113-12-3933 SOLID TINNED CONDUCTOR	
300	465-292929-4	4	\$3.05	\$915.00	CABLE, U.G. 5 COND. NO. 6 AWG SOLID COPPER CABLE TO MEET NS CORP. SPEC. FOR SIGNAL	
300	465-939422-4	<u> </u>	\$2.55	\$765.00	CABLE, UG 12 CONDUCTOR NO 14 AWG SOLID EACH CONDUCTOR WITH 5/64 IN INSULATION 10 MIL	
300	465-791835-4	ᄩ	\$2.22	\$666.00	CABLE, UG AC ENTRANCE 3C#6-7X OKONITE FMPF-L 094-078 TR W/G 1 X 8 7X W010 BRZ TAPE 600V PRODUCT CODE 206-11-6070	
120	165-544477-4	ե	\$2.55	\$306.00	CONDUIT, 4"x10" PVC, SCHEDULE 80 BELL CONNECTOR AT ONE END, 1/2 PT. GLUE IN KIT 670-123298-4	
m	670-100000-4	EA	\$2.00	\$6.00	CONDUIT, PRE-EMPTION - STATE OF ILLINOIS , 4" x 10" PVC	
77	670-090450-4	Æ	\$50.38	\$100.76	CONNECTOR, WELDED FAR RAIL HARMON A1000-2W	
PR PR	APPROVED BY STATE			APPROVED (APPROVED BY RAILROAD	

Exh B, p5

Loca B	Location: STAUNTON		IL S&E	S&E Proj. No.: 04.0629	AFE No.: F03165	Drawing No.:	BKDS44960	096				6
Store	Store No.: 07560		P.O.	P.O. Number:	Date Required: Da	Date Shipped:		}	Vendor.			rage 3/ 5
g. Š	Class-Item-CD	5	Price per item	Total Price	Item Description	30	Quantity	Qua	Quantity Installed	Date	Quantity Returned	d Quantity Date Returned Special
က	670-764166-4	ЕA	\$907.65	\$2,722.95	LAMP ASSY, 5" MAST MTG. 2W IND. 20" BKGRD, FLX-12 W/BULB STRAN #042003-487XNS		3	CO G	, Cuall.	Calan.	(Credit)	Instructions
ဖ	165-643547-4	Æ	\$4.30	\$25.80	LAMP, 18 WATT 10 VOLT S-11 SC BAY 18S11/1SC CLEAR RWY SIGNAL UJ-71463 GE	CLEAR						
4	670-440826-4	EA	\$1.01	\$4.04	LINK, SAFETRAN 024620-1X INSL TESTING COMP 1 IN CENTER SIGNAL CIRCUITS CR 02-286662	N 1 IN				į		
ဖ	255-590880-4	EA	\$16.12	\$96.72	LOCK, AMERICAN LOCK MODEL H-10KA KEYED ALIKE TO PRIVATE KEYWAY D456 AND STAMPED "NS SIG"	ALIKE SIG"						
~	610-156588-4	EA	\$1,059.34	\$1,059.34	MAST, 5" ALUMIMUM (0&0) FOR LIGHT UNIT AND BRACKET WITH DBL. JCT. BOX BASE #070519-203X-2	3X-2						
က	670-637778-4	EA	\$1,031.41	\$3,094.23	MAST, 5" ALUMINUM 13'10" WITH DOUBLE JCT. BOX BASE. S'TRAN P# 070519-11AX.	X						
-	670-000985-4	EA	\$198.44	\$198.44	MAST, SIDELIGHT BRACKET F/5"MT. HARMON @225834- XXX, SAFETRAN 041442-26X,	225834-						
2	670-521147-4	EA	\$2,932.81	\$5,865.62	MECHANISM, GATE MODEL S40, WITH CONTACT HEATER, COMPLETE W/RELAY STRAN # 074000-W00090	W00090						
ო	670-001347-4	E	\$63.27	\$189.81	PACKAGE, HARDWARE SIGN 5 IN. MOUNTING, SERRMI A1250-5, HARMON @200965-000, OR	ERRMI						
-	255-646807-4	EA	\$10.38	\$10.38	PADLOCK, SAFETRAN PART NO. 030399-29X SCREW TYPE FOR CIR CONTROLLER AND BTY. BOX	ΈW						
4	670-514605-4	EA	\$8.45	\$33.80	PINNACLE, W-C SECT 1-11, 4"& 5" REF K1 110-8 OR SAFETRAN NO. @035045-503X	<u>بر</u>						
-	670-000013-4	E	\$10,234.00	\$10,234.00	POLELINE CONSTRUCTION BY LOCAL POWER COMPANY FOR SERVICE							
-	165-902002-4	EA	\$308.00	\$308.00	PROTECTOR, SURGE 120/240VAC, ERICO P/N EPD120/240TDFL							
4	465-002899-4	EA	\$22.06	\$88.24	REEL, CABLE DISPOSABLE FOR CROSSING SIGNAL PACKAGES	AL						

APPROVED BY RAILROAD

CAR NUMBER

SEAL NUMBER

SEAL NUMBER

CAR NUMBER

APPROVED BY RAILROAD

APPROVED BY STATE

Locatic	Location: STAUNTON	_	IL S&E P	S&E Proj. No.: 04.0629	62	AFE No.: F03165	Drawing No.:	BKDS44960	096				Page 4/ 5
Store I	Store No.: 07560		P.O. A	P.O. Number:	,	Date Required:	Date Shipped:			Vendor:		ınal Enginee	SW Signal Engineering Company
o. .y	Class-Item-CD	5	Price per Item	Total Price	Item Description			Quantify Shipped	Qual Date Quan	Ouantity Installed e Date D n Quan. Q	lled Date Quan.	Quantity Returned (Credit)	Special Instructions
2	435-805560-4	Ę	\$6.25	\$12.50	SAND, 25LB BAG SHELTER	SAND, 25LB BAG FOR CABLE ENTRANCE INTO THE SHELTER	о тне						
-	670-391911-4	EA	\$5,329.57	\$5,329.57	SEARII AUTOMATED INS ILOD, 1-eBELL, 2-GTS, 2- 1-VHFC, 2- RECORDER II ECHELON CONNECTOR	SEAR!! AUTOMATED INSPECTOR SYSTEM KIT, w/ 1-ILOD,1-eBELL, 2-GTS, 2- MTSS, 1-GFT, 1-VHFC, 2- RECORDER INTERFACE MODULE, 1-ECHELON CONNECTOR	T, w/1-						
-	670-085658-4	Ä	\$373.00	\$373.00	SEARII, (ILOD) - I SAFETRAN P/N A SSCC	SEARII, (ILOD) - INTELLIGENT LAMP OUT DETECTOR, SAFETRAN P/N A80271, 1 / 20 AMP SSCC, 2 / 40 AMP SSCC	TECTOR, 40 AMP						
_	670-281280-4	ā	\$7,006.00	\$7,006.00	SHELTER BARE (CHUTES BEHIND W/ADJUSTABLE I	SHELTER BARE 6X6, ALUMN, FARADAY, W/CABLE CHUTES BEHIND TERMINAL BOARD, W/GEN. CONN. W/ADJUSTABLE PIERS, SAFTETRAN P/N 058400-66-78A	ABLE CONN. 9400-66-78A						
	670-471572-4	Ä	\$3.00	\$3.00	SHIELD, GROUNI A RH 4 POST TERMINAL BLOCK	SHIELD, GROUND SERRMI P/N 61278 FOR GROUNDING A RH 4 POST TERMINAL BLOCK DIRECTLY TO FARADAY SHIELD	ROUNDING						
-	670-472200-4	Æ	\$3.00	\$3.00	SHIELD, GROUNE GROUNDING A LI TERMINAL BLOCI	SHIELD, GROUND SERRMI PART NO. 61278 FOR GROUNDING A LH 4 POST TERMINAL BLOCK DIRECTLY TO FARADAY SHIELD	OR HIELD						
2	670-586967-4	ËĄ	\$37.68	\$75.36	SHUNT COVER WILAG SCREW #40271, ORDER 1 PER SHUNT	SHUNT COVER WILAG SCREWS, 19"X19", SERRMI #40271, ORDER 1 PER SHUNT	RRMI						
7	670-645460-4	E	\$596.03	\$1,192.06	SHUNT, MULTI-FI BAND	SHUNT, MULTI-FREQ. #62775-8621 SAFETRAN NARROW BAND	N NARROW						
8	670-393331-4	EA	\$37.43	\$112.29	SIGN CROSSING 5" MAST, SAFETE	SIGN CROSSING MALFUNCTION ASSEMBLY FOR 4" AND 5" MAST, SAFETRAN #117215	FOR 4" AND						
6	670-806648-4	щA	\$56.42	\$169.26	SIGN, X-BUCK, 1 CR 02-490546	UCK, LESS HARDWARE, SAFETRAN 035200-X 346	N 035200-X						
m	670-006438-4	E	\$11.09	\$33.27	TAPE, 4" X 96" RE SIGN. ONLY IN IA	TAPE, 4" X 96" REFLECTIVE APPLY TO BACK OF X-BUCK SIGN. ONLY IN IA., IN., IL., AL. 035200-555X	OF X-BUCK						
~	670-330382-4	교	\$11.50	\$11.50	TAPE, THOR 3" C	TAPE, THOR 3" DURATEC, ORANGE 1000' LENGTHS. "WARNING STOP DIGGING"	NGTHS.						
လ	670-478560-4	Ω	\$19.47	\$97.35	TERMINAL BLOC W/HARDWARE L	TERMINAL BLOCK, ERICO 4 POST P/N B2700A2C1WH W/HARDWARE LESS LIGHTNING ARRESTOR	А2С1WH						
2	670-007238-4	E	\$129.46	\$258.92	UNIT, THE INSTA WHICH REQUIRE	UNIT, THE INSTALLATION AND WIRING OF A DEVICE WHICH REQUIRE A MINIMUM OF FOUR WIRE CONNECT-	DEVICE CONNECT-						

SEAL NUMBER
CAR NUMBER
APPROVED BY RAILROAD
APPROVED BY STATE

Total Material \$81,367.49

Page 5/ 5

Drawing No.: BKDS44960

AFE No.: F03165 Date Required:

S&E Proj. No.: 04.0629

ᆜ

Location: STAUNTON

Store No.: 07560

P.O. Number:

Date Shipped:

Vendor: SW Signal Engineering Company

Special Instructions

Quantity Returned (Credit)

> Date Quan.

> Date Date Quan. Quan.

Quantity Shipped

Item Description

Total Price

Price per Item

⋾

Class-Item-CD

ð

WIRED RACK, 6X6 FARADAY, 40AMP SINGLE TRK SSCCIIIA, GCP 3000D2, 2 CRAGG CHARGER, 2 RELAY RACKS, SAFTRAN P/N 40A 1TRK, USE WITH I/S 670-281280-4 W/CABLE CHUTES BEHIND THE FARADAY SHIELD

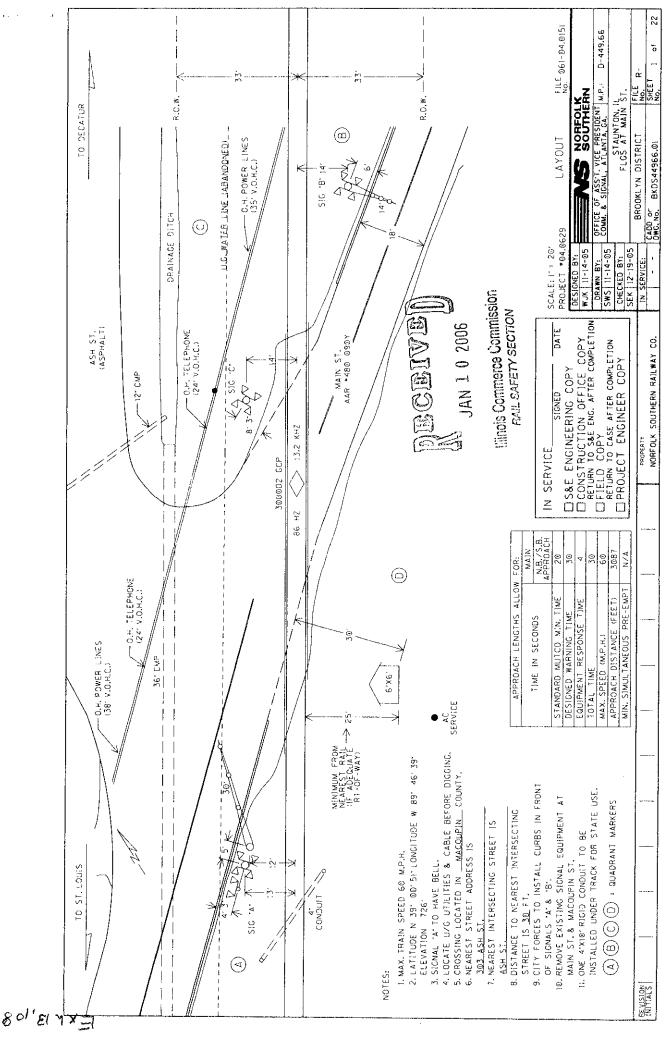
\$27,694.19

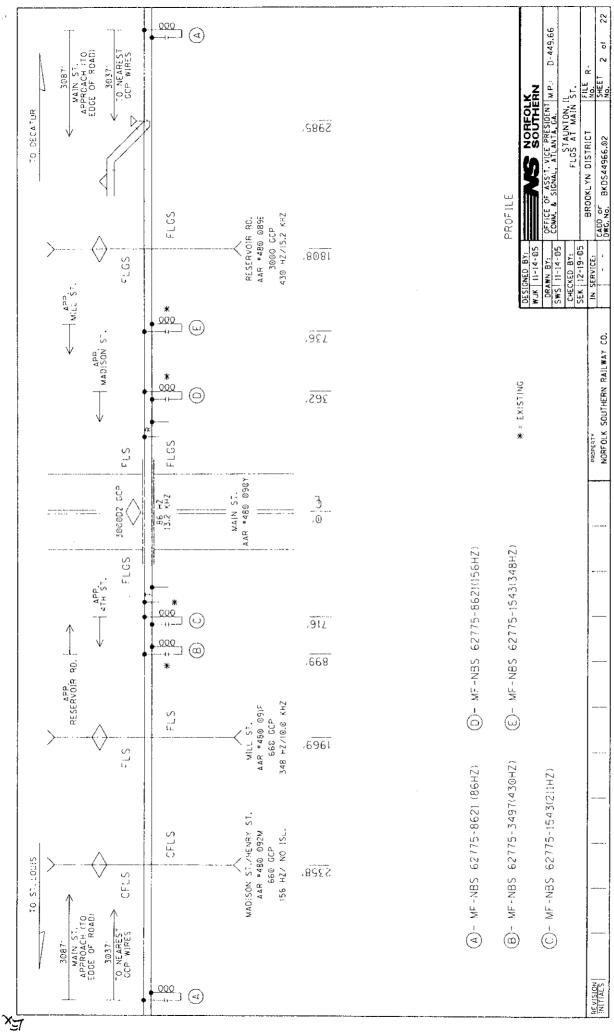
\$27,694.19

EA

1 670-255408-4

Quantity Installed





bd's TX

Exhibit D

the
t

processing of this Stipulated Agreement and that the City is financially willing and able to bear the cost for the proposed improvements as may be assigned to it according to Section 5 of this Agreement.

ILLINOIS COMMERCE COMMISSION TRANSPORTATION DIVISION / RAIL SAFETY SECTION

PROJECT STATUS REPORT

TYPE: (CHECK ONE)		
PROGRESS		
COMPLETION ¹		DATE
OOM ELTON		DATE
PROJECT INFORM	IATION:	
Reporting Party:		Norfolk Southern Railway Company
Docket/Order #:		
Ordered Completic	n Date:	
Status Reports Du	e:	
Completion Report	: Due¹:	
AAR/DOT#, Milepo		480 090Y; MP 449.66-WA 904 808P; MP 449.67-WA
Street, (in/near) Cit	ty, County:	Main St. and Macoupin St. in Staunton, Macoupin County, IL
Railroad Company		Norfolk Southern
1 Railroad Companies r	nust include ar	n updated USDOT Inventory Form with their Completion Report.
·		
PROJECT MANAG		
Name:	Bob Shark	• • • • • • • • • • • • • • • • • • • •
Title:		on Engineer
Representing:	Norfolk So	
Street Address:		Street, Box 123
City, State, Zip:	Atlanta, Ge	
Office Phone:	404-527-28	87
Office Fax:	404-527-11	74
Cellular Phone:		
E-Mail Address:	Robert.Sha	arkey@nscorp.com
² Project Manager inforn	nation to be sul	bmitted by the City of Staunton and the Norfolk Southern Railway
Company		
		ENTS to be ORDERED:
		atic flashing light signals and gates with a bell, controlled
by constant warn	-	· ·
		P signs at the subject crossing within 30 days of receipt
		e installation of new automatic warning devices.
	•	gates, install "no left turn when lights are flashing" signs
		ng after all work on Main St is done.
STATUS OF WORK	: (use addition	al blank sheet, if necessary)
		· · · · · · · · · · · · · · · · · · ·

Stipulated Agreement 1176 EXHIBIT E-1

Mail directed to the Rail Safety Section or the Director of Processing and Information, Transportation Bureau of the Commission should be addressed to:

The Illinois Commerce Commission 527 East Capitol Avenue Springfield, IL 62701-1827

If you have questions contact:

Dick Daniels, Railroad Safety Specialist

Phone:

217-785-8420

Email:

rdaniels@icc.state.il.us

A Form 3 can be obtained from the Illinois Commerce Commission by calling 217/782-7660 or on the web at:

http://www.icc.state.il.us/hg/library.aspx?key=Railroad%20Safety

United States Department of Transportation Inventory Form #6180.71 can be obtained on the web at:

http://safetydata.fra.dot.gov/OfficeofSafety/Forms/Default.asp

Submit Inventory forms to:

Federal Railroad Administration	l	Chief of Data Services
Office of Safety	<u>And</u>	Illinois Department of Transportation
1120 Vermont Avenue, NW		2300 S. Dirksen Parkway
Washington, DC 20590	İ	Springfield, IL 62764

ILLINOIS COMMERCE COMMISSION TRANSPORTATION DIVISION / RAIL SAFETY SECTION

PROJECT STATUS REPORT

	•				
TYPE: (CHECK ONE)					
PROGRESS					
COMPLETION ¹		DATE .			
DDA IEAT WEADN	ATION:	•			
PROJECT INFORM	IATION:	City of Staunton .			
Reporting Party:	-	City of Stauritoff			
Docket/Order #:					
Ordered Completic					
Status Reports Du					
Completion Report		400 000V: MD 440 CC M/A			
AAR/DOT#, Milepo	ost:	480 090Y; MP 449.66-WA 904 808P; MP 449.67-WA			
Street, (in/near) Ci	ty County:	Main St. and Macoupin St. in Staunton, Macoupin County, IL			
Railroad Company		Norfolk Southern			
		n updated USDOT Inventory Form with their Completion Report.			
Kaliroad Companies i	nust include a	r apaated 05001 inventory Form with their Completion Neport.			
PROJECT MANAG	ER INFORM	MATION ² :			
Name:	Hank Fey				
Title:	Streets an	d Alleys Supervisor			
Representing:	City of Sta	City of Staunton			
Street Address:	304 W. Ma	304 W. Main Street			
City, State, Zip:	Staunton,	Staunton, Illinois 62088			
Office Phone:	618-635-26	618-635-2646			
Office Fax:	618-635-36	644			
Cellular Phone:					
E-Mail Address:	hfsadept@	internet-stat.com			
² Project Manager inform	nation to be su	bmitted by City of Staunton and the Norfolk Southern Railway			
Company					
DESCRIPTION OF	IMPROVEN	IENTS to be ORDERED:			
 Main St-Installati 	on of automa	atic flashing light signals and gates with a bell, controlled			
by constant warr	_				
		P signs at the subject crossing within 30 days of receipt			
of a Commission	Order for th	e installation of new automatic warning devices.			
		gates, install "no left turn when lights are flashing" signs			
 Macoupin St-clos 	se this crossi	ing after all work on Main St is done.			
STATUS OF WORK	<: (use addition	nal blank sheet, if necessary)			
	-				
<u> </u>					

Stipulated Agreement 1176 EXHIBIT E-2

Mail directed to the Rail Safety Section or the Director of Processing and Information, Transportation Bureau of the Commission should be addressed to:

The Illinois Commerce Commission 527 East Capitol Avenue Springfield, IL 62701-1827

If you have questions contact:

Dick Daniels, Railroad Safety Specialist

Phone:

217-785-8420

Email:

rdaniels@icc.state.il.us

A **Form 3** can be obtained from the Illinois Commerce Commission by calling 217/782-7660 or on the web at:

http://www.icc.state.il.us/hg/library.aspx?key=Railroad%20Safety

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http://safetydata.fra.dot.gov/OfficeofSafety/Forms/Default.asp

Submit Inventory forms to:

Federal Railroad Administration		Chief of Data Services
Office of Safety	<u>And</u>	Illinois Department of Transportation
1120 Vermont Avenue, NW		2300 S. Dirksen Parkway
Washington, DC 20590		Springfield, IL 62764

8:21

ORDINANCE NO. 1342

AN ORDINANCE VACATING THE CITY OF STAUNTON RIGHT-OF-OF WAY AT THE MACOUPIN STREET CROSSING OF THE NORFOLK SOUTHERN RAILROAD

WHEREAS, the City of Staunton, Illinois operates a municipal road system running through the corporate boundaries, which is intersected at various locations by a railroad line owned and operated by Norfolk Southern; and

WHEREAS, Macoupin street in Staunton crosses the Norfolk Southern railroad line, and said crossing has created safety issues in the past; and

WHEREAS, in an effort to improve safety in the City of Staunton, the City has caused to be executed an agreement with the State of Illinois and Norfolk Southern, pursuant to which the right-of-way located at the intersection of Macoupin Street and the Norfolk Southern railroad shall be permanently closed to vehicular and pedestrian traffic, and shall no longer be utilized as a public right-of-way; and

WHEREAS, passage of Stipulated Agreement #1176 with the ICC and Norfolk Southern shall result in the vacation of the Macoupin Street right-of-way in the vicinity of the Norfolk Southern Railway Company tracks, and shall allow the resulting closure of the highway-rail grade crossing designated as crossing AAR/DOT #904 808P, railroad milepost 449.67-WA; and

WHEREAS, after considerable deliberation and thought, the corporate authorities of the City of Staunton have determined that vacation of the above referenced right-of-way, and permanent closure of the grade crossing is in the best interests of the residents of Staunton.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL

THE FIRM

Page 1 of 3

ORDINANCE NO.

OF THE CITY OF STAUNTON, ILLINOIS, AS FOLLOWS:

SECTION 1 - RECITALS: Stipulated Agreement #1176 by and between the City of Staunton, Illinois, the ICC and Norfolk Southern, is hereby adopted and incorporated by reference as if set forth fully herein this Ordinance, and the corporate authorities of the City hereby find that the recitals set forth above in the preamble to this Ordinance are true, and are adopted as if set forth as findings of fact in this Section 1.

SECTION 2 - APPROVAL: The corporate authorities of the City of Staunton hereby approve the vacation of the public right-of-way located in the vicinity of the Norfolk Southern Railway Company tracks, to result in and allow the resulting closure of the highway-rail grade crossing designated as crossing AAR/DOT #904 808P, railroad milepost 449.67-WA.

SECTION 3: This Ordinance shall be in effect upon its passage, approval and publication as provided by law. The vacation and permanent abandonment of the right-of-way shall begin as soon as practicable in connection with the provisions and requirements of Stipulated Agreement #1176.

SECTION 4: Any and all Ordinances, sections or subsections of Ordinances in conflict herewith are hereby repealed. PASSED this Day day of May, 2006.

Roll Call Vote:

Page 2 of 3

1 11111

ORDINANCE NO.

0	VOTING AYE:	
Deown	Dowen	
Neuhaus	Poller	
Feller		
Liman		
	VOTING NAY:	
None		
ABSENT:		
Cahos		
May		
U	201	d
APPROVED by the Mayor of t	he City of Staunton, Illinois this 22.	day of
May , 2006.		
0	Fred Stein	
	Fred Stein, Mayor	
ATTEST:	r	
Maiste A Delus		
Marilon A. Herbeck, City Clerk		
\ /		

Page 3 of 3